

GOVERNMENT OF THE DISTRICT OF COLUMBIA
BOARD OF ZONING ADJUSTMENT



Application No. 13912 of Paul I. Burman and the Trustees of the Estate of Louis and Eva Burman, pursuant to Sub-section 8207.2 and Paragraph 8207.11 of the Zoning Regulations, for special exceptions under Paragraphs 4101.48 and 3308.12 to construct a hotel and to allow construction of a roof structure which does not place all penthouses and mechanical equipment in one enclosure and for variances from the court niche requirements (Sub-section 4305.6) and the requirement that parking spaces be accessible (Sub-section 7206.5) for a proposed new hotel containing 422 rooms in an SP-2 District at premises 1499 Massachusetts Avenue, N.W., (Square 212, Lot 122).

HEARING DATE: February 9, 1983

DECISION DATE: February 9, 1983 (Bench Decision)

STATUS: The Board GRANTED the application by a vote of 3-0 (William F. McIntosh, Walter B. Lewis, and Charles R. Norris to grant; Carrie L. Thornhill and Douglas J. Patton not present, not voting).

FINAL DATE OF ORDER: June 22, 1983

ORDER

By letter dated December 20, 1983, the applicant requested approval from the Board to modify the plans previously approved by the Board's order dated June 22, 1983. The proposed modification of plans will result in the provision of two small separate penthouse structures of different heights as opposed to the large single penthouse structure originally approved by the Board. In addition the applicant proposes to eliminate twenty second-story guest rooms and convert that space into meeting rooms.

The Board concludes that the proposed modifications to the plans previously approved by the Board make no substantial changes in the size, shape or configuration of the building. The only exterior modification is the replacement of the penthouse structure with two smaller penthouse structures. The material facts relied upon by the Board relative to the original application are unaffected by

the proposed modified plans. No additional variance relief is required. There was no opposition to the proposed modification.


It is therefore ORDERED that the MODIFICATION of PLANS is approved and the plans marked as Exhibit No. 10 of the record shall be modified as set forth in the plans marked as Exhibit No. 40 of the record. In all other respects the order dated June 22, 1983 shall remain in full force and effect.

DECISION DATE: February 2, 1984

VOTE: 4-0 (Walter B. Lewis, William F. McIntosh, and Douglas J. Patton to approve the modifications; Charles R. Norris to approve by proxy; Carrie L. Thornhill not voting, not having heard the case.)

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

ATTESTED BY:


STEVEN E. SHER
Executive Director

FINAL DATE OF ORDER:

FEB 23 1984

UNDER SUB-SECTION 8204.3 OF THE ZONING REGULATIONS, "NO DECISION OR ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN DAYS AFTER HAVING BECOME FINAL PURSUANT TO THE SUPPLEMENTAL RULES OF PRACTICE AND PROCEDURE BEFORE THE BOARD OF ZONING ADJUSTMENT."

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